



CANNON BUILDING  
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STATE OF DELAWARE  
**DEPARTMENT OF STATE**

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING NOTICE:	<b>BOARD OF DENTISTRY &amp; DENTAL HYGIENE</b>
DATE AND TIME:	<b>Thursday, December 16, 2010 at 4:30 p.m.</b>
PLACE:	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B</b> , second floor of the Cannon Building
APPROVED:	January 20, 2011

**MEMBERS PRESENT**

Neil McAneny, DDS, Professional Member, President  
Blair Jones, DMD, Professional Member, Secretary  
Thomas Cox, DDS, Professional Member  
John Lenz, DDS, Professional Member  
Robert Director, DDS, Professional Member  
Joan Madden, RDH, Professional Hygiene Member  
Fay S. Rust, RDH, Hygiene Advisory Member  
Bonnie Thomas, RDH, Hygiene Advisory Member

**MEMBERS ABSENT**

Debra Bruhl, RDH, Hygiene Advisory Member  
Danna Levy, Public Member  
Frances Pruitt, Public Member  
Joan Mills, Public Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Allison Reardon, Deputy Attorney General  
Michele Urbaniak, Administrative Specialist II

**PUBLIC PRESENT**

Dr. Greg McClure, State Dental Director  
Kimberly Hickman-Bowen  
Deirdre McCutcheon

**CALL TO ORDER**

The meeting was delayed due to inclement weather. Dr. McAneny called the meeting to order at 5:10 p.m. Dr. McAneny made a motion, seconded by Ms. Madden, to amend the agenda to add Item 3.9 *Protocols From the State Dental Director* to the agenda. The motion passed unanimously.

## **REVIEW AND APPROVAL OF MINUTES**

The Board reviewed the minutes of the November 18, 2010 Board meeting. Dr. Director made a motion, seconded by Dr. Jones, to approve the minutes as presented. The motion passed unanimously.

## **UNFINISHED BUSINESS**

### Extensions of Continuing Education & CPR

#### Vicki Korr Pringle:

Ms. Urbaniak reported that the Board office mailed a letter to Vicki Korr-Pringle on November 22, 2010, outlining the Board's request for additional information from her physician supporting Ms. Korr-Pringle's request for an extension of her CPE/CPR requirement. The letter gave a deadline of December 10, 2010. To date, the Board office has not received any response from Ms. Korr-Pringle regarding the Board's most recent request. Ms. Urbaniak verified that Ms. Korr-Pringle's license is currently active, due to her timely request for an extension of her CPE/CPR. Dr. McAneny made a motion, seconded by Dr. Director, to propose to deny her request for a CPE/CPR extension and propose to deny her 2010 license renewal, seconded by Dr. Director. The motion passed unanimously.

### Validation of DOR – Status Update from Dr. McAneny

Ms. Urbaniak reported that the second of two evaluations of the DOR exam has not yet been received by the Board office. Temple has advised that the second evaluation should be received by the end of December. Ms. Urbaniak will notify Dr. McAneny if the second evaluation is not received by December 31, 2010, and Dr. McAneny will contact Dr. Sarah Gray at Temple.

### Teeth Whitening Services at Spas and Mall Kiosks – Review Sample Letter

Dr. McAneny made a motion, seconded by Dr. Cox, to table this item until the March 2011 Board meeting.

### Discussion of Pre-Renewal Versus Post-Renewal Audit

Dr. McAneny made a motion, seconded by Dr. Lenz, to table this item until the March 2011 Board meeting.

### Joint Sunset Committee - December Progress Report

- B1 & B2: A public Rules and Regulations Hearing is scheduled for March 24, 2011. Ms. Reardon submitted a draft of revised Rules and Regulations to the Board for review. Ms. Reardon recommended that the Board contact CODA for permission to quote an excerpt from their copyrighted document *Accreditation Standards for Advanced Education Programs in General Practice Residency*. Dr. Jones agreed to contact CODA on behalf of the Board for their written permission. After discussion, Dr. McAneny made a motion, seconded by Dr. Director, to accept the draft as presented. The motion passed by a majority, with Dr. Lenz voting against the motion.
- B3: Dr. McAneny reported that he has been in contact with Dr. Gray from Temple University regarding revalidation of the clinical exam. Dr. McAneny will meet with Ms. Urbaniak at a later time to discuss submitting materials to Dr. Gray for a cost estimate of revalidating the clinical exam.
- B4: Dr. McAneny reported that he has contacted AADB and ADA regarding their minimum standards of practitioner competency and delivery of dental and dental hygiene services. Currently there are no states that either national group is aware of that have an ongoing program of assessment. Dr. McAneny will email a report on his research to the Division's Deputy Director, Kay Warren.

B5: The Board is waiting until the Legislature is back in session to address this issue.

B6: Dr. McClure addressed the Board, summarizing his email sent to the Board office on December 15, 2010. Dr. McClure explained that in 2003 there was an initiative to create a school sealant program that would have allowed dental hygienists to place sealants in school settings under the direction of the State Dental Director. The initiative came out of a taskforce on access to care. Dr. McClure developed protocols that were presented to DIDER and also discussed with the Board in July of 2003. The protocols were never put in place because the Dental Society organized and provided dentists to volunteer to provide the contemplated services. Dentists continue to provide such volunteer services to this day. Dr. McClure noted that there is a program scheduled at the Stokley Center in January. The State Dental Director did not, and does not, have the resources to dedicate to supervising the school sealant program and currently does not have hygienists working under his supervision for the same reason. However, there are hygienists who work in school and nursing home settings under the general supervision provisions of the Board's regulations. Dr. McAneny recognized Ms. Hickman-Bowen of the public, who gave a summation of her understanding of the law and added that Regulation 5.0 provides the 5 conditions that must be met for a hygienist to work under general supervision in a public setting. Essentially, the regulation is the protocol.

B7: Nothing additional to report at this time.

Sign Board Order – Tara Woodward

Ms. Reardon submitted the Board Order for dental hygienist, Tara Woodward, for Board members' signatures. The Order was authenticated by a quorum of members as required by 29 Del.C. § 10128(c).

Revised 2011 Board Meeting Schedule

Ms. Urbaniak submitted a revised schedule of 2011 board meetings for the Board's review.

Proposal of CE Requirement of OSHA-Approved Infection Control – Update from Ms. Rust

Ms. Rust reported the results of her research: 7 states require 2 hours of continuing education related to Infection control, 3 states have a requirement but the number of hours required are not specified, 1 state requires 4 hours of continuing education. After discussion, Ms. Rust made a motion, seconded by Ms. Madden, to include 2 hours of continuing education targeted towards Infection control for each biennial license renewal period. The motion passed unanimously. Ms. Reardon will draft language for the Board's Rules and Regulations.

**NEW BUSINESS**

Ratification of Licenses Issued by DPR Since November Board Meeting:

Dentist License

None

Dentist Limited License (Resident)

None

Dental Hygienist License

None

Restricted Permit I

None

Restricted Permit II

None

Unrestricted Permit

Dr. Daniel J. Meara

Dr. Director made a motion, seconded by Dr. Lenz, to ratify the issuance of Dr. Meara's Unrestricted Permit as presented. The motion passed unanimously.

Review of Applications for Licensure

Kimberly Carnevale

Ms. Rust and Ms. Madden reviewed the application for licensure. After discussion, Dr. McAneny made a motion, seconded by Dr. Jones, to grant Ms. Carnevale a waiver of her criminal history and approve the application. The motion passed unanimously.

Caren Kirschner

Christine Bulkley

Ms. Rust and Ms. Madden reviewed the applications for licensure of Ms. Kirschner and Ms. Bulkley. Ms. Madden made a motion, seconded by Ms. Rust, to approve the applications. The motion passed unanimously.

**COMPLAINT STATUS**

Dr. McAneny reported the following complaint statuses:

Complaint 09-10-09 (Jones)	Hearing Scheduled – January 2011
Complaint 09-18-09 (Jones)	Recommended for Closure by Investigator
Complaint 09-20-09 (McAneny)	Recommended for Closure by Investigator
Complaint 09-21-10	Assigned to Dr. Jones
Complaint 09-22-10	Assigned to Dr. Jones
Complaint 09-23-10	Assigned to Dr. Jones

Ms. Hickman-Bowen asked for verification that a disciplinary hearing for complaint 09-10-09 was scheduled during the Board's January 2011 meeting. Ms. Urbaniak confirmed. Ms. Reardon advised Ms. Urbaniak that exam recording meetings, such as the one scheduled for January 2011, do not generally include any other Board business per the past direction of the Board but there is nothing to prohibit adding additional items. As the hearing has already been noticed, it will proceed in January as scheduled.

**CORRESPONDENCE**

Letter from Renee Bowen Proposing "Inactive" License Status

Ms. Reardon summarized the history of Ms. Bowen's application for license renewal for the Board. The Board discussed Ms. Bowen's recommendation of adding an inactive license status. Dr. Lenz made a motion, seconded by Dr. Director, that the Board not consider an inactive status. The motion failed for lack of a quorum. Ms. Rust made a motion, seconded by Dr. Director, to investigate what other states are doing. The motion passed by a majority vote of 7 to 1, with Dr. Lenz voting against the motion. Ms. Rust will research inactive license statuses in other states and report back to the Board with her findings.

**OTHER BUSINESS BEFORE THE BOARD (for discussion only)**

Status of Outdated Examination for Radiation Certification – Update from Ms. Thomas

Ms. Thomas made a motion, seconded by Ms. Madden, to table the discussion until March 2011. The motion passed unanimously.

### **PUBLIC COMMENT**

The Board recognized Ms. Hickman-Bowen, who commended the Board for agreeing to investigate an inactive licensure status. Ms. Hickman-Bowen inquired about item B5 of the Joint Sunset Committee's report. Ms. Reardon reviewed the Board's September and December progress reports for Ms. Hickman-Bowen. Ms. Hickman-Bowen inquired as to whether an RFP could be submitted for the revalidation of the clinical exams. Ms. Reardon stated that she did not believe an RFP was required and that it would depend on the cost and services required. Mrs. Reardon will look into whether an RFP would be required.. Ms. Hickman-Bowen recommends that the Board consider revalidation of both the dental and dental hygiene clinical exams. Dr. McAneny advised that his understanding was that only the dental clinical exam needed to be revalidated, not the dental hygiene exam. Ms. Hickman-Bowen reported that both the dental and the dental hygiene clinical exams were revalidated during her board term from 2001 through 2007, and should both be considered for revalidation at this time.

### **NEXT MEETING**

The next Board meeting will be Thursday, January 20, 2011, at 4:30 p.m. in Conference Room B, for the recording of exam scores.

### **ADJOURNMENT**

Dr. McAneny made a motion, seconded by Dr. Jones, to adjourn the meeting at 6:44 p.m. The motion to adjourn passed unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "M Urbaniak". The signature is fluid and cursive, with the first letter "M" being large and prominent.

Michele Urbaniak  
Administrative Specialist II